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0230-0157P

#10  
Election  
PATENT  
8/28/02

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: TAKAKURA, Yoshimitsu et al. Conf.: 6836  
Appl. No.: 09/856,327 Group: 1653  
Filed: May 21, 2001 Examiner: S. Snedden  
For: A NOVEL PROTEIN, A GENE CODING THEREFOR  
AND A METHOD OF USING THE SAME

REPLY TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents  
Washington, DC 20231

August 19, 2002  
(Monday)

Sir:

In reply to the Restriction Requirement dated July 17, 2002, the following remarks are respectfully submitted in connection with the above-identified application.

REMARKS

Claims 1-27 are pending in the present application.

The Examiner has required election in the present application between:

Group I, claims 1-10 and 25-27, drawn to an antimicrobial protein and process for making the protein;

Group II, claims 11-18 22-24, drawn to a gene encoding an antimicrobial protein, vectors and host cells;

Group III, claims 19 and 20, drawn to an oligonucleotide;  
and



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Applicant: TAKAKURA et al.

Conf.: 6836

AUG 20 2002

Appl. No.: 09/856,327

Group: 1653

TECH CENTER 1600/2900

Filed: June 7, 2001

Examiner: S. SNEDDEN

For: A NOVEL PROTEIN, A GENE CODING THEREFOR  
AND A METHOD OF USING THE SAME

LARGE ENTITY TRANSMITTAL FORM

Assistant Commissioner for Patents  
Washington, DC 20231

August 19, 2002

Sir:

Transmitted herewith is a Reply to Restriction/Election Requirement in the above-identified application.

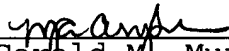
- ☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- ☐ Petition for \_\_\_\_\_ ( ) month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$0.00 for the extension of time.
- ☒ No fee is required.
- ☐ A check in the amount of \$0.00 is enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

Appl. No. 09/856,327

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Gerald M. Murphy, Jr., #28,977

MaryAnne Armstrong, PhD., #40,069

GMM/MAA/csm  
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(Rev. 09/27/01)